RANDOLPH DAAR, CSB # 88195					
Pier 5 Law Offices	,	RANDOLPH DAAR, CSI	B # 88195		
Sole Broadway   Sole Broadway   Sole Francisco, CA 94133   Tel: (415) 986-5591   Fax: (415) 986-5591   Fax: (415) 986-5591   Fax: (415) 986-5591   Fax: (415) 421-1331   MATTHEW KUMIN, CSB # 1775-6   LAW OFFICES OF MATTHEW KUMIN 870 Market Streets, Suite 1128   San Francisco, CA 94102   Tel: 415-434-8454   Fax: 415-434-8453   Attorneys for Plaintiff   MAI THI VU	-				
3 Ran Francisco, CA 94133 Tel: (415) 986-5591 Fax: (415) 986-5591 Fax: (415) 986-5591 Fax: (415) 986-5591 Fax: (415) 9421-1331  MATTHEW KUMIN, CSB # 17756 LAW OFFICES OF MATTHEW KUMIN 870 Market Street, Suite 1128 San Francisco, CA 94102 Tel: 415-434-8454 Fax: 415-434-8454 Fax: 415-434-8453  Attorneys for Plaintiff MAI THI VU  ANN MILLER RAVEL, CSB 62139 County Counsel OFFICE OF THE COUNTY COUNSEL 70 West Hedding St., East Wing, 9th Floor San Jose, CA 95110  Attorneys for Defendants COUNTY OF SANTA CLARA and CHIEF EDWARD FLORES  UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALLIFORNIA  *E-FILED - 5/24/06* SAN JOSE DIVISION Plaintiff, STIPULATION AND ORDER TO REMOVE CASE FROM ENE CALENDAI AND SET MEDIATION FOR 120 DAYS GILLMORE CLARK, COUNTY OF SANTA) CLARA, ED FLORES, DOES 1-50.  Defendants.  VUV CLARK ET AL. STIPULATION AND ORDER TO TAKE MATTER OFF ENE CALENDAR AND SET MEDIATION DATE	2	the state of the s			
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## BACKGROUND

The parties agree that an ENE will not move the parties closer to an informal resolution of this matter and respectfully request that this Court take this matter off the ENE calendar and set a date for mediation in four months. No purpose will be served by requiring the parties to attend an ENE. Defendants obtained two court-ordered enlargements of time to complete the ENE. Plaintiff initiated the latest cancellation to obtain key documents from the Department of Corrections' investigation into plaintiff's allegations of sexual assault by Defendant CLARK. The ADR office of this Court has been notified of the situation.

The parties have agreed to muset and confer regarding outstanding document requests and if necessary, will appear before this Court for a status update, though neither party believes that will be the best use of their time or this Court's time.

For the foregoing reasons, and for good cause shown, the parties mutually request that this matter be taken off the ENE calendar and be set for mediation in four months.

DATED: 5/16/2006

THE LAW OFFICES OF RANDOLPH DAAR THE LAW OFFICES OF MATTHEW KUMIN P.C.

MATTHEW KUMIN

Attorney for Plaintiff, MAI THI VU

ANN MILLER RAVEL, COUNTY COUNSEL MICHAEL ROSSI, DEPUTY COUNTY COUNSEL

MICHAEL ROSSI

Attorneys for Defendant, SANTA CLARA COUNTY AND ED FLORES

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VU v CLARK ET AL.

STIPULATION AND ORDER TO TAKE MATTER OFF ENE CALENDAR AND SET MEDIATION DATE NO. C -05 - 02605 FLMW

ORDER Good cause having been shown, this matter is hereby removed from the ENE calendar. The parties will mediate this matter by September 18, 2006. No further extensions. IT IS SO ORDERED. /s/ Ronald M. Whyte DATED: 5/24/06 RONALD M. WHYTE UNITED STATES DISTRICT JUDGE